



# California Regional Water Quality Control Board

## Los Angeles Region



Recipient of the 2001 Environmental Leadership Award from Keep California Beautiful

Linda S. Adams,  
Agency Secretary

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Arnold Schwarzenegger  
Governor

### Meeting Minutes

Los Angeles Regional Water Quality Control Board  
March 6, 2008 Regular Board Meeting  
City of Simi Valley  
Council Chambers  
2929 Tapo Canyon Road  
Simi Valley, California

#### Item 1. Roll Call

The meeting was called to order by Chair Fran Diamond at 9:14 a.m.

Board Members Present: Chair Fran Diamond, Vice Chair Mary Ann Lutz, Maribel Marin, Felton 'Dick' Richardson, and Leo Vander Lans

Board Members Absent: None.

Staff Present: Tracy Egoscue, Deborah Smith, David Bacharowski, Ronji Harris, Stephen Cain, Jack Price, Michael Levy, Jennifer Fordyce, Jeff Ogata, Renee Purdy, David Hung, Blythe Ponck-Bacharowski, Cassandra Owens, Don Tsai, Paula Rasmussen, Arthur Heath, Cathy Chang, Rodney Nelson

#### Individuals whose Names Appear on the Sign-In Sheet

Dr. Mark Gold, Heal the Bay	Ms. Kirsten James, Heal the Bay
Mr. Donald B. Cadien, Marine Biology Lab	Ms. Heather Martin, Resident
Ms. Karen Luo, L.A. County Sanitation District	Mr. Joe Gully, L.A. County Sanitation District
Mr. Chi-Li Tang, L.A. County Sanitation District	Mr. Gary Villalobos, L.A. County
Mr. Lee Huang, City of Los Angeles	Mr. Adam Leito, Wayne Perry Construction
Ms. Jacqy Gamble, Las Virgenes MWD	Ms. Ann Heil, L.A. County Sanitation District
Mr. Joe Swidle, Metropolitan Water District	Mr. Dan Guillory, Metropolitan Water District
Mr. Darryl Pon, L.A. Zoo Department	Mr. Robert Vega, L.A. City Public Works Dept.
Mr. Josh More, California State Parks	Ms. Vicki Musgrove, City of Ventura
Ms. Mary Lynn Coffee, Nossman	Mr. Chris Dellith, U.S. Fish and Wildlife Service
Mr. Howard Bailey, Nautilus Environmental	Mr. Hassan Rad, City of Los Angeles
Ms. Charlotte Stevenson, Heal the Bay	Mr. Brandon Steets, Geosyntec Consultants
Mr. Michael K. Stenstrom, UCLA	Mr. Enrique Casas, LARWQCB
Ms. Camm Swift, Entrix, Inc. Ventura	Ms. Christina Walsh, Cleanup Rocketdyne.Org

**California Environmental Protection Agency**



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Mr. William Bowling, ACMELA.Org	Mr. Ernie Mausfield, City of Industry
Mr. Calley Huff, City of Industry	Mr. Paul Costa, Boeing Company
Mr. Dom Daw, City of Ventura	Mr. Dan Pfeiffer, City of Ventura
Ms. Karen Wale, City of Ventura	Mr. Byron Gee, Nossman
Mr. Peter Thams, ESG Services	Ms. Cathy Schwerum, Cal State Channel Islands
Mr. David Martinez, Larry Walker Associates	Ms. Kristen Ruffell, L.A. County Sanitation District

Item 2. Selection of Chair and Vice Chair for 2008. *(Board Member Leo Vander Lans stated that the selection Committee's motion is to keep the current Chair and Vice Chair in their positions for another year.*

MOTION: To approve Fran Diamond as Chair, and Mary Ann Lutz as Vice Chair for 2008.

First: Board Member Leo Vander Lans  
 Second: Board Member Dick Richardson  
 Vote: Approved by unanimous vote

Item 3. Order of Agenda.

*Item 8, Southern Marine Institute; Item 9, Los Angeles Department of Water and Power matters are continued to a future meeting.*

MOTION: To approve the Order of agenda.

First: Vice Chair Mary Ann Lutz  
 Second: Board Member Dick Richardson  
 Vote: Approved by unanimous vote.

Item 4. Approval of draft meeting Minutes for December 7, 2007 meeting.

MOTION: To approve the draft meeting Minutes for December 7, 2007 to include minor edits suggested by Board Members Leo Vander Lans, and Vice Chair Mary Ann Lutz.

First: Vice Chair Mary Ann Lutz  
 Second: Board Member Leo Vander Lans  
 Vote: Approved by unanimous vote.

Item 5. Board Member Communications.

*There was no communication reported that constitutes disclosure for this item.*

Item 6.a Executive Officers Report

Report given by Ms. Tracy Egoscue, Executive Officer, and posted on the Board's website:  
[www.swrcb.ca.gov/~rwqcb4/html/eo\\_reports/eo\\_reports.html](http://www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html)



## Item 6.b Board Checklist.

*There was no discussion or questions regarding the Board Checklist.*

## Item 6.c Report from State Board.

*There was no Report from State Board presented at this meeting.*

## Item 7. Public Forum.

- *Dr. Michael Stenstrom, UCLA gave an update to the Board on the current status of the Expert Panel for Boeing. He talked about the proposed scope of the work, the proposed workplan and dates. Mr. Stenstrom also disclosed the Panel members' names as follows: Dr. Robert Gearheart, Dr. Richard Horner, Mr. Jonathan Jones, P.E., Dr. Michael Josselyn, Dr. Robert Pitt, and Dr. Michael Stenstrom.*

Public Speakers:

- Mr. William Bowling, ACMELA.ORG
- Ms. Christina Walsh, Cleanup Rocketdyne.Org
- Dr. Mark Gold, Heal the Bay

## Uncontested Items Calendar.

**MOTION:** To deem non-controversial and approve Agenda Item(s): 10, 11, 12, 13, 14a, 14b, 15, 16, 17, 18, 19, and 20

First: Vice Chair Mary Ann Lutz

Second: Board Member Dick Richardson

Vote: Approved by unanimous vote.

*(Items 21 and 22 were heard jointly; however they were voted on separately.)*

Items 21 and 22. Consideration of tentative Waste Discharge Requirements and Time Schedule Order for the City of San Buenaventura (Ventura Reclamation Facility).

Staff Report. *(Ms. Blythe Ponek-Bacharowski made but was not limited to the following points in her presentation.)*

- Gave background report
- Gave an update on the enhancement study
- Talked about the estuary water balance study
- Comments were received by City of San Buenaventura, Heal the Bay, and the Ventura Audubon Society



Public Speakers:

- Ms. Vicki Musgrove, City of San Buenaventura (in support if modified)
- Mr. Howard Bailey, Sr. Scientist, Nautilus Environmental, Representing City of San Buenaventura (in support if modified)
- Mr. Dan Pfeiffer, City of San Buenaventura (in support if modified)
- Mr. Joshua More, California Department of Parks and Recreation (prefer to be recognized as the property manager, rather than as a stakeholder)
- Mr. Chris Dellith, U.S. Fish and Wildlife Service
- Mr. Stan Glenacki, National Marine Fisheries Service
- Ms. Kirsten James, Heal the Bay (in support if modified; do not support the water effect ratio (WER) process)
- Dr. Mark Gold, Heal the Bay (in support if modified)
- Mr. Byron Gee, City of Ventura
- Mr. Reed Smith, Ventura Audubon Society
- Ms. Camm Swift, City of San Buenaventura (in support)
- Ms. MaryLynn Coffee, City of San Buenaventura (in support if modified)

## Board questions, concerns and discussions:

- There were questions and concerns raised about the water effect ratio levels and how the numbers were adopted
- Concerns about the pharmaceutical monitoring and mechanical breaching
- How much time is needed in order to comply with the copper limits?
- Wanted to know if we have done pre-dawn requirements before?

*Chief Staff Counsel Michael Levy addressed Board concerns, and clarifying the narrative water quality objective requirement and its protection of beneficial uses, even in pre-dawn monitoring hours when oxygen may be below levels that are safe to sustain, in order to comply with the objective. He also gave clarification on receiving water limitations, the standards met, and the monitoring and data that helps us to find out if receiving waters are meeting water quality standards.*

*Board member Dick Richardson, made a statement indicating that he is not comfortable with approving a permit that has limits that stakeholders cannot meet, but is hoping that staff is able to work closely and quickly enough with the permittees in order to resolve this issue without a lot of violations being charged;*

*Vice Chair Mary Ann Lutz stated that she concurred with Mr. Richardson's statement.*

*\*After much discussion between staff, the public and the Board on these issues there was a motion.*

**MOTION:** To adopt the permit with the changes to the workplan that was reflected in the document that was presented on the screen (and as a handout) by staff member Blythe Ponck-Bacharowski: Staff Counsel Michael Levy also added the change to the footnote on page 21-182, footnote 8, where the very last line was striking the words "chlorine contact chamber" and replacing them with the word "outfall".

Mr. Levy also added that the two sentences were to be deleted from the last sentence on paragraph K on



21-87. The dissolved oxygen footnote on Page 21-194 of the Monitoring and Reporting Program, section VIII A.2. Table 4b, footnote 21 should have "Following this study, the Executive Officer may consider modifications to the Monitoring and Reporting Program." added.

Page 3 of the new handout on the study, paragraph 7, where the Audubon Society requested that an inventory existing and potential bird nesting and foraging habitats within the Estuary, they also requested a four times per year instead of twice annual inventory be taken.

Vice Chair Lutz added the request from State Parks that the stakeholders are the same in the Treatment Wetlands Feasibility Study, and the Estuary Subwatershed Study, then seconded the Motion.

First: Board Member Maribel Marin

Second: Board Vice Chair Mary Ann Lutz

Vote: Approved by unanimous vote

2<sup>ND</sup> MOTION: To adopt the proposed Time Schedule Order as recommended by staff.

First: Board Member Dick Richardson

Second: Vice Chair Mary Ann Lutz

Vote: Approved by unanimous vote

Draft Minutes adopted at the April 3, 2008 Board meeting. The meeting was adjourned at 3:40 p.m.

Written and submitted by: \_\_\_\_\_ on  
Ronji R. Harris

